IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

WP(C).No. 21473 of 2004(F)

PETITIONERS:
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1. GEORGE P.U., S/O.ULAHANNAN, AGED 36 YRS,
RESIDING AT PLAMMOOTTIL, MANIKULAM P.O.,
IDUKKI DISTRICT.

2. RAVEENDRAN KESAVAN, S/O.KESAVAN,
RESIDING AT VALIYAPARAMBIL,
MANKULAM P.O., IDUKKI DIST.

3. RANJI, S/O.GEORGE, MELATHIL HOUSE,
MANKULAM P.O., IDUKKI DISTRICT.

BY ADV. SRI.G.SUKUMARA MENON
SMT.DEEPTHI S.MENON

RESPONDENTS:
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1. STATE OF KERALA, REP: BY THE
CHIEF SECRETARY TO GOVT.,
GOVT.SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
IDUKKI.

BY GOVERNMENT PLEADER SMT. K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 21473/2004 F

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE IDENTITY CARD IN RESPECT OF THE P1 BY THE ELECTION COMMISSION OF INDIA.

EXT.P2. COPY OF THE IDENTITY CARD IN RESPECT OF THE P2 BY THE -DO-

EXT.P3. COPY OF THE IDENTITY CARD IN RESPECT OF THE P3 BY THE -DO-

EXT.P4. COPY OF THE INTIMATION LETTER NO. 28034/96/C4 DT. 21/12/99 BY THE R2 TO THE P1.

EXT.P5. COPY OF THE RATION CARD OF THE P1.

EXT.P6. COPY OF THE RATION CARD OF THE P2.

EXT.P7. COPY OF THE RATION CARD OF THE P3.

RESPONDENT'S EXHIBITS **NIL.**

True copy

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KURIAN JOSEPH J.

W.P.(C) No.21473 of 2004

Dated 6th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayers :-

> (i) "Issue a writ of mandamus or any other appropriate writ, order or direction commanding the respondents not to evict the petitioners from their respective plots of land till the assignment of land under the Kannan Devan Hills (Reservation and Assignment of Vested Land) Rules 1977 is over.
>
> (ii) Declare that the petitioners are the beneficial class of agricultural labourers under the Kannan Devan Hills (Resumption of Land) Act, 1977 and the rules framed thereunder, eligible for assignment of land."

It is stated in the counter affidavit that any action can be taken in the matter only subject to the outcome of O.P.No.2599/99. Therefore, the writ petition is disposed of directing the 2nd respondent to take appropriate action in the case of the applications filed by the petitioners in the light of the judgment in the writ petition referred to above. The interim orders passed by this Court will continue till such time.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 6th July, 2007.